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NATIVE AMERICAN

Friday, February 24, 2017

TOP NEWS

Enerplus To See \$2.96M In Royalty Overpayments Returned

A North Dakota federal judge on Thursday found that oil and gas exploration company Enerplus Resources Corp. can recover \$2.96 million in mistaken overpayments made to a Three Affiliated Tribes member and his former and current attorneys under a royalty interest deal.

NM Tribe Wants Tough Sentence For Ex-Construction Co. Head

A New Mexico tribe urged a federal court Wednesday to hand a stiff sentence to the ex-president of a tribal company who pled guilty to fraud for his role in a purported \$5.3 million kickback scheme related to U.S. Air Force contracts in the Middle East, saying the official deserves a much longer sentence than the government has recommended.

Native Group Can't Relitigate Minn. Land Claims, DOI Says

The U.S. Department of the Interior has urged a D.C. federal judge to toss a suit by descendants of a Native American group seeking to take hold of a Minnesota land parcel, saying the group's claims come too late and have already failed in two previous suits.

POLICY & REGULATION

Firm To Pay \$3.4M Over Broker's Commissions From Tribe

The Financial Industry Regulatory Authority said Wednesday that an Albany, New York-based investment firm has agreed to pay almost \$3.4 million to a Native American tribe to settle claims the firm failed to properly supervise one of its brokers accused of taking millions in undisclosed commissions on the tribe's investments.

Fla. Senate Readies Gaming Bill, But House Has Other Ideas

The Florida Senate Appropriations Committee's passage of a comprehensive gaming bill to the Senate floor on Thursday raised the prospects for long-sought resolutions to multiple industry issues, but those odds looked longer as a House panel backed a proposal that hews to the status quo and rejects expansion.

LAW FIRMS

Alston & Bird
Arnold & Porter Kaye Scholer
Bancroft PLLC
Berger & Montague
Chadbourn & Parke
Cooley
D'Amato & Lynch
Edelson PC
Finger & Slanina
Ford & Harrison
Fox Rothschild
Gould & Ratner
Greenberg Traurig
Gutridge Safier
Harkins Cunningham
Holland & Knight
Janssen Malloy
Jenner & Block
Johnson & Bell
K&L Gates
Kane Russell
Kessler Topaz
Kutak Rock
McGuireWoods
Morrison & Foerster
Munger Tolles
Norton Rose Fulbright
Perkins Coie
Shook Hardy
Sidley Austin
Williams Montgomery

LITIGATION

Judge To Send Fraud Case Back To Tribal Court

A California judge intends to return to tribal court a battle between the Blue Lake Rancheria and a man the tribe says fraudulently induced its casino into a gambling-software development deal, tentatively finding that the refusal of a tribal court judge resolves the conflict-of-interest concerns that spurred the federal lawsuit, according to a Wednesday filing.

Oglala Sioux Seek DC Circ. Review Of Uranium Mine Approval

The Oglala Sioux Tribe has asked the D.C. Circuit to review the environmental assessment and license given to the operators of the Dewey-Burdock In-Situ Uranium Mine in South Dakota, saying that the approval process did not follow the National Environmental Policy Act or a number of other federal laws.

EXPERT ANALYSIS

When You Find Human Remains On Your Construction Site

Contractors often stumble upon artifacts, ancient burial grounds, cemeteries and human remains while in the midst of a construction project. The most important immediate action is to stop work, contact the authorities and preserve the remains and artifacts, say Richard Reizen and Daniel Crowley of Gould & Ratner LLP.

The Mistakes Lawyers Make When Copying And Pasting

We all recognize that cutting or copying text from earlier works and pasting it into new documents saves attorneys time. However, with this increase in speed comes an increased risk of making, or not catching, errors, says Robert Lang of D'Amato & Lynch LLP.

LEGAL INDUSTRY

Analysis

5 Rules For RFPs From The People Who Read Them

With the use of RFPs by legal departments at an all-time high, it's crucial that law firms learn how to stand out from the pack and avoid ruffling the feathers of the procurement and legal operations professionals who review the submissions. Here's how they say law firms can make the most of an RFP.

Holland & Knight Protests DQ Bid To Judge's 'Dismay'

A New York federal judge scolded Holland & Knight LLP for a letter it submitted in a case pitting First NBC Bank against ethanol distributor Murex LLC, saying the unsolicited filing contesting a bid to disqualify the firm did not reflect well on it and that its attorneys had "abused the court's courtesy."

Ginsburg Bemoans Loss Of Core Values At Book Launch

America is not going through the best of times, according to Associate Justice Ruth Bader Ginsburg, who said Thursday that the country has started to drift away from some of its core ideals.

High Court Confirmation 'Not The Way It Should Be': Ginsburg

COMPANIES

AXA SA

American Health Information Management Association

Apple Inc.

BTI Consulting Group Inc.

Comcast Corporation

Enerplus Corp.

Facebook

Fannie Mae

Financial Industry Regulatory Authority Inc.

First NBC Bank Holding Co.

Freddie Mac

HuffingtonPost.com LLC

International Bar Association

Life Technologies Corporation

Mercedes-Benz

MetLife Inc.

National Public Radio Inc.

New York Times Co.

Nokia Corporation

Novartis AG

Promega Corp.

Purshe Kaplan Sterling Investments

Royal Dutch Shell PLC

Sprint Nextel Corporation

Universal Health Services Inc.

Wells Fargo & Co.

GOVERNMENT AGENCIES

Blue Lake Rancheria

Federal Housing Finance Agency

Florida State Senate

Lower Sioux Indian Community

Nuclear Regulatory Commission

Oglala Sioux Tribe

Pueblo of Laguna of New Mexico

Seminole Tribe of Florida

Three Affiliated Tribes of the Fort Berthold Reservation

U.S. Air Force

U.S. Department of Justice

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

The current U.S. Supreme Court confirmation process has grown too partisan, Justice Ruth Bader Ginsburg said Thursday, as the Senate is gearing up for a fight over President Donald Trump's pick for the high court, Tenth Circuit Judge Neil Gorsuch.

U.S. Supreme Court

BigLaw Partners Uneasy About Trump Judiciary Comments

Members of the legal community including partners at several BigLaw firms on Thursday expressed concern over statements made by President Donald Trump toward federal judges and courts in the aftermath of an order temporarily blocking his immigration ban from seven Muslim-majority countries, saying the remarks could have "grave consequences."

Law360's Weekly Verdict: Legal Lions & Lambs

Sidley Austin rose to the top of this week's legal lions list with a win at the U.S. Supreme Court that limits the law's reach on overseas patent infringement, while K&L Gates met with a less favorable fate when the justices revived a False Claims Act case against its client, Wells Fargo.

Del. Judicial Political Balance Mandate Unfair, Atty Says

A Delaware attorney is challenging a portion of the state's constitution requiring a balance of representation from "major" political parties in state judicial positions, saying in a lawsuit filed in Delaware federal court that the process is unconstitutional and unfairly excludes members of nonmajority parties and independents.

Ill. Law Firm Ex-Clients Can't Arbitrate Privacy Row As Class

A pair of former clients of Illinois law firm Johnson & Bell Ltd. can't arbitrate their claim the firm put their confidential data at risk on behalf of a putative class of Johnson & Bell clients, an Illinois federal judge said Wednesday.

Trial Consultants Q&A: DOAR's Roy Futterman

You can see an attorney have a sudden realization that we move from trial to trial, that we work on many cases in a year and spend weeks in courtrooms. When attorneys realize all of this, they often move us from the kiddie table to the big boy table. Then we pick up a turkey leg and get to work, says Roy Futterman, director at DOAR Inc.

JOBS

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